

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF VIRGINIA
CHARLOTTESVILLE DIVISION**

CLERKS OFFICE U.S. DIST. COURT
AT CHARLOTTESVILLE, VA
FILED
05/07/2020
JULIA C. DUDLEY, CLERK
BY: /s/ J. JONES
DEPUTY CLERK

DAMIAN STINNIE, MELISSA
ADAMS, and ADRAINNE JOHNSON,
individually, and on behalf of all others
similarly situated; WILLIEST BANDY,
and BRIANNA MORGAN, individually,
and on behalf of all others similarly
situated,

Plaintiffs,

v.

RICHARD D. HOLCOMB, in his official
capacity as the Commissioner of the
VIRGINIA DEPARTMENT OF MOTOR
VEHICLES,

Defendant.

Case No. 3:16-cv-00044

ORDER

The Court has reviewed and hereby **ADOPTS** the parties' Stipulation of Dismissal filed on May 7, 2020. This action is **DISMISSED** as **MOOT**. The Court **RETAINS JURISDICTION** to decide the issue of whether to award attorneys' fees, and, if so, in what amount.

The Court **ORDERS** that briefing on attorneys' fees shall be **BIFURCATED**. First, the parties will brief whether Plaintiffs are entitled to attorneys' fees. Second, if the Court determines that Plaintiffs are entitled to attorneys' fees, the parties will brief the amount and reasonableness of any fees.

The Court further **ORDERS** that the parties shall file papers on the attorneys' fee issues in accordance with the following briefing schedule: Plaintiffs shall file any petition or motion for attorneys' fees along with their brief in support of entitlement to such fees within sixty (60) days

of the date of entry of this Order. Defendant shall file his response brief within sixty (60) days of the date of filing of Plaintiffs' brief. Plaintiffs shall file any reply within thirty (30) days of the date of the filing of Defendant's response.

If this Court determines that Plaintiffs are entitled to an award of attorneys' fees, Plaintiffs shall file papers setting forth their requested amount with supporting documentation and briefing within sixty (60) days of the entry of the Order of this Court granting the request for fees. Defendant shall file his response within sixty (60) days of the date of the filing of Plaintiffs' papers. Plaintiffs shall file any reply within thirty (30) days of the date of the filing of Defendant's response.

SO ORDERED, this the 7th day of May, 2020.


NORMAN K. MOON
SENIOR UNITED STATES DISTRICT JUDGE

WE ASK FOR THIS:

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